



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
Lee W. Marriott et al.) Group:
Serial No. 10/763,990)
Filed: January 23, 2004) Examiner:
Title: INTEGRATED HVACR CONTROL)
AND PROTECTION SYSTEM)

PETITION UNDER 35 U.S.C §116 AND 37 C.F.R. §1.47(a)
FOR FILING INVENTOR'S DECLARATION ON BEHALF
OF AN INVENTOR WHO REFUSES TO SIGN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition the Assistant Commissioner for Patents to accept the attached Declaration of all inventors, as joint inventors of the above-referenced application, on behalf of Rachel E. Weingrad, another joint inventor who refuses to execute the inventors' Declaration in this application for patent. Enclosed herewith is the Petition fee of \$130.00 in accordance with 37 C.F.R. §1.17(h). If the enclosed check is insufficient, please charge account No. 02-0385, BAKER & DANIELS, for any additional fees.

The facts surrounding the inventor's refusal to sign are as follows:

1. Lee W. Marriott, Arnold G. Wyatt, Alex Alvey, Robert L. Terry, Kent B. Herrick, John A. Pasko and Rachel E. Weingrad are joint inventors of the above-referenced invention. Rachel E. Weingrad, whose last known address is 2057 Charlton, Ann Arbor, Michigan 48103, refuses to execute the inventors' Declaration in the application for patent.
2. Lee W. Marriott, Arnold G. Wyatt, Alex Alvey, Robert L. Terry, Kent B. Herrick and John A. Pasko are current employees of Tecumseh Products Company. Rachel E. Weingrad is a former employee of Tecumseh Products Company.
3. A Declaration relating to the above-referenced application were sent to Rachel E. Weingrad on October 11, 2004. A letter signed by Patrice M. Potter, a paralegal with Baker & Daniels, attorneys for Applicants accompanied the Declaration and requested Ms. Weingrad to execute the Declaration. The October 11, 2004 letter from Mrs. Potter to Ms. Weingrad is attached hereto as Exhibit A. Rachel E. Weingrad did not respond to the request to execute the Declaration.
4. On October 21, 2004, Patrice M. Potter spoke with Rachel E. Weingrad by telephone, again requesting that Ms Weingrad execute and return the Declaration and other application papers. Ms. Weingrad requested a copy of the application and a copy of her Employment Agreement with Tecumseh Products Company. Such documents were emailed to her by Mrs. Potter on October 21, 2004 (Exhibit B).

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